

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

BLACK LOVE RESISTS IN THE RUST, *et al.*,
on behalf of themselves and all those similarly
situated

Plaintiffs,

v.

CITY OF BUFFALO, *et al.* ;

Defendants.

No. 1:18-cv-719

**RENEWED MOTION FOR ISSUANCE OF SUBPOENA TO
NEW YORK STATE DEPARTMENT OF MOTOR VEHICLES**

Upon the accompanying Declaration of Edward P. Krugman (“Krugman Dec.”), Plaintiffs hereby renew their motion for an order approving the issuance of a subpoena *duces tecum* to the New York State Department of Motor Vehicles (“DMV”) in the form annexed hereto as Exhibit B. A proposed form of Order is annexed as Exhibit A.

This motion is a renewal, with certain modifications, of ECF #104, which the Court denied without prejudice because there was no showing of the burden (or lack of it) that would be incurred by the DMV in responding (ECF #110). That showing is now made in the Krugman Declaration. For the reasons set forth therein, Plaintiffs respectfully request entry of the Order annexed hereto as Exhibit A, directing issuance of the subpoena annexed hereto as Exhibit B.

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Dated: October 28, 2021

/s/ Claudia Wilner

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CERTIFICATE OF SERVICE

I hereby certify that on October 28, 2021, the foregoing document was filed with the Clerk of the Court and served in accordance with the Federal Rules of Civil Procedure, and/or the Western District's Local Rules, and/or the Western District's Case Filing Rules & Instructions upon all counsel registered through the ECF System.

/s/ Edward P. Krugman